PAUL J. MAGINOT
HAROLD C. MOORE
MICHAEL D. BECK
DAVID M. LOCKMAN A
DAVID B. QUICK
JAMES D. WOODRUSSELL E. FOWLER II

A GEORGIA BAR ONLY

## MAGINOT, MOORE & BECK LLP

MAGINOT MOORE & BECK

PATENT AND TRADEMARK ATTORNEYS

BANK ONE CENTER/TOWER 111 MONUMENT CIRCLE, SUITE 3000 INDIANAPOLIS, INDIANA 46204-5115

> TELEPHONE (317) 638-2922 FACSIMILE (317) 638-2139

RECEIVED
GENTRAL FAX CENTER

APR 0 7 2005

MARICA

## FACSIMILE COVER SHEET

| To: EXAMINER EMMANUEL MUSE                 |
|--|
| Fax #: 703-872-9306                        |
| Company: USPTO - AU 2681                   |
| From: MICHAEL BECK                         |
| Date: APRIL 7, 2005                        |
| Number of Pages: 3 (including cover sheet) |
| MESSAGE: Letter to Examiner                |
| re Inadvertent Papers                      |
|  |
|  |

The information contained in this facsimile message is privileged and confidential, intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of the communication is strictly prohibited. If you receive the communication in error, please immediately notify this office by collect telephone call and return the original message to this office at the address shown above via United States Postal Service. Thank you for your cooperation.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

GENTRAL FAX CENTER

→→→ USPTO

| In re application of: Bells et al.                  | )   | APR 0 7 2005 |
|---|---|--------------|
| Application No.: 10/667,544                         | ) Examiner: Emmanuel Moise ) Art Unit: 2681 |              |
| Filed: September 22, 2003                           | )<br>)                                      |              |
| SYSTEM AND METHODS OF<br>WIRELESS INSTANT MESSAGING | )<br>) April 7, 2005                        |              |

## LETTER TO THE EXAMINER

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

In a review of the PAIR System entries for application S.N. 10/677,540 it was discovered that several amendments that were to have been filed in that case were inadvertently submitted to the Patent Office with the wrong application serial number. While the confirmation number on these filings was correct, apparently the amendments were entered into the file for S.N. 10/677,544, which is the case to which the amendments were inadvertently directed by the undersigned agent. These amendments should have been addressed to S.N. 10/677,540 and entered in that case.

| Certificate of Transmission under 37 CFR 1.8  |  |  |  |
|---|--|--|--|
| I hereby certify that this correspondence is being transmitted by facsimile to  |  |  |  |
| the United States Patent and Trademark Office on April 7, 2003 to the   |  |  |  |
| central facsimile number 703-872-9306.  |  |  |  |
| 20 1/10//. /2   |  |  |  |
| Michael Beck  |  |  |  |
| Signature   |  |  |  |
| Michael D. Beck   |  |  |  |
| Typed or printed name of person signing Certificate   |  |  |  |
| Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper. |  |  |  |
|   |  |  |  |

The following amendments listed in the PAIR System for S.N. 10/667,544 were inadvertently filed: June 7, 2004; July 20, 2004; and August 13, 2004. These amendments have been re-filed in the correct case (S.N. 10/667,540). It is requested that these amendments and the associated papers be stricken from the file for application S.N. 10/667,544.

Respectfully submitted,

Michael D. Beck Reg. No. 32, 722

Maginot, Moore & Beck

111 Monument Circle, Suite 3000

Indianapolis, IN 46204

(317) 638-2922 (phone)

(317) 638-2139 (fax)

mdbeck@maginot.com